



GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Kakinada Deep Water Port – Clarification to Clause No.2.19.1 of
Concession Agreement –Orders – Issued.

INFRASTRUCTURE & INVESTMENT (PORTS-I) DEPARTMENT

G.O.Ms.No. 10

Dated: 27-02-2009.
Read the following:-

1. Concession Agreement, dt.19-3-1999.
2. M/s KSPL Lr.No.KSL/TRB/Spl.Secy./08-09/271108,
dt.27-11-2008.

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ORDER :

M/s Kakinada Seaports Ltd. (KSPL) have reported that certain conditions have been laid down under clause 2.19.1 of the Concession Agreement signed with Government of Andhra Pradesh, according to which there are certain restrictions imposed on their operations. The relevant clause on handling through the marketing efforts of KSPL is as below:-

“The concessionaire would also be permitted to handle any bulk cargo of the kind not previously or presently handled by the Anchorage Port. Further, all cargo generated exclusively by the Concessionaire through their own efforts may be handled by the Deep Water Port”.

2. M/s Kakinada Seaports Limited have reported that a fair reading of the above clause reveals that the cargo generated through their own efforts can be handled at Kakinada Deep Water Port irrespective of the fact whether such type of cargo is/was handled by the Anchorage Port or not and that there has been ambiguity with regard to handling of cargo on different occasions.

3. M/s Kakinada Seaports Limited have therefore, requested the Govt. to issue clarificatory orders to the effect that the cargo generated through their own efforts means and includes a commitment letter/ contract/ agreement/ Memorandum of Understanding entered with the exporter/ importer for such import or export, to facilitate not only in more clarity in the matter but also help in continuing the cordial relationship with Anchorage Port which ensures smooth and sound functioning of Deep Water Port as well.

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4. Government after careful examination of the matter hereby order that the cargo generated through KSPL's own efforts means and includes a commitment letter/contract/agreement/MoU entered with the exporter/importer for such import or export.

5. The Director of Ports, Kakinada shall ensure the handling of cargos through Deep Water Port and Anchorage Port as clarified above to ensure harmonious functioning of Deep Water Port and Anchorage Port.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MANMOHAN SINGH
SECRETARY TO GOVERNMENT

To
The Director of Ports, Kakinada
M/s Kakinada Seaports Limited, Hyderabad.

Copy to:

The Collector & District Magistrate, East Godavari, Kakinada
for information and necessary action.

Sf/Sc

// forwarded by order //

SECTION OFFICER